

Ordinance No. 120

Establishing a Board of Health and defining its powers and duties.

Be it ordained by the Board of Trustees of the incorporated town of Las Animas.

Section 1.

That the Mayor and Board of Trustees of the town of Las Animas shall have and exercise all the powers and perform all the duties of a board of health, within the limits of the town.

Section 2.

The Board of Health shall at their first regular meeting in April of each year appoint a suitable physician who shall be the health officer of the town and shall hold his office during its pleasure and shall establish his salary and compensation by resolution when the appointment shall be made.

Section 3.

The Board of health and the health officer shall exercise general supervision of the health of the town and shall have full power to make such regulations respecting nuisances, sources of filth and causes of sickness within its respective limits and on board of any car, or train of cars as it shall judge necessary for the public health and safety; and if any person shall violate any such regulations he shall upon conviction be fined in a sum not less than one dollar nor exceeding fifty dollars.

Section 4.

If any person or persons shall put any dead animal or part of carcass of any dead animals, into river, or creek, road street, alley, lane, lot, field or meadow or common or in any place within the town limits or one mile of the town except the same and every part be burned, or buried at least two feet under ground, and if the owner or owners thereof shall knowingly permit the same to remain in any of the aforesaid places to infure the health or to the annoyance of the citizens of the town or any of them every person offending shall be deemed guilty of a misdemeanor and upon conviction thereof shall forfeit and pay a sum not less than one nor more than twenty five dollars together with the costs of prosecution.

Section 5.

The board of health shall examine into all nuisance, sources or filth and causes of sickness, that may in its opinion be injurious to the health of the inhabitants, within the town, or in any car or train of cars within the town, and the same shall destroy, remove or prevent as the case may require.

Section 6

If any cellar, vault, lot, sewer, drain, place or premises within the town shall be damp, unwholesome, offensive or filthy or be covered any portion of the year with stagnant or impure water, or shall in such condition as to produce unwholesome or offensive exhalations, the board of health may cause the same to be drained filled up, cleaned amended or purified; or may require the owner or occupant, or person in charge of such lot, premises or place to perform such duty; and if the owner or occupant or person in charge of such lot, premises or place who shall have caused or permitted such nuisance fails or refuses to remove the

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same within twenty four hours after notice shall have been given by the marshall the board shall remove or abate such nuisance and such expense may be recovered by the board in an action of debt or assumpsit against such person or company.

Section 7

Whenever any person shall be convicted of maintaining a nuisance that may be injurious to the public health and safety the police court may in its discretion order it to be abated, removed or destroyed at the expense of the defendant under the direction of the board of health of the town and the form of the warrant to the marshal, may be varied accordingly.

Section 8

The Court may on the application of the defendant order a stay of such warrant for such time as may be necessary, not exceeding one month to give him an opportunity to remove the nuisance upon his giving satisfactory security to do so within the time specified in the order.

Section 9.

The expense of abating and removing the nuisance pursuant to such Warrant, shall be collected by the marshal in the same manner as damages and costs are collected upon execution excepting that the materials of any buildings, fence or other things, that may be removed as a nuisance may be sold by the payment of debts; and the marshal may apply the proceeds of such sale to defray the expenses of the removal, and shall pay over the balance thereof if any, to the defendant upon demand, and if the proceeds of the sale are not sufficient to defray the said expenses he shall collect the residue thereof as before provided.

Section 10

Whenever an application of the board of health or any member thereof it shall be made to appear that there is just cause to suspect that any baggage clothing or goods of any kind found within the town infected with any disease which may be dangerous to the public health the police magistrate shall by Warrant under his hand directed to the marshal or constable require him to take such baggage, clothing or other goods and property and safely quarantine by posting guards to prevent the removal or coming near to such baggage, clothing or other goods until due inquiry be made into the circumstances thereof and they shall be discharged therefrom.

Section 11

Whenever the health officer of the town of Las Animas shall receive reliable notice or shall otherwise have reason to believe that there is within the town a case of small pox, diptheria, scarlet fever or other communicable disease dangerous to the public health, it shall be the duty of the health officer unless he is or shall have been instructed by the board of health, of which he is an executive officer to do otherwise, immediately investigate the subject, and in behalf of the board of health of which he is an executive officer to order the prompt and thorough isolation of those sick or infected with such disease so long as there is danger of their communicating the disease to other persons; to order the prompt isolation or vaccination of persons who have been exposed to smallpox; to see that no person suffers for lack of nurses or other necessities because of isolation for the public good; to give public notice of infected places by placard on the premises and otherwise if necessary; to prevent the spread of the contagious or infection and to cause any such person, or the premises where he or she may be, to be quarantined and to prevent the ingress or egress of any person or persons that may desire to said premises to promptly notify teachers or superintendents of schools concerning families in which are contagious disease to supervise funerals of persons dead from scarlet fever, diptheria, small-pox or other communicable disease which endangers the public health, to disinfect, rooms clothing and premises and all articles likely to be infected before allowing their use by persons other than those in isolation to keep the board of health and state board of health constantly informed respecting every outbreak of a disease dangerous to the public health and of the facts so far as they shall come to his knowledge, respecting sources of danger of any such diseased persons or infected articles being brought into or taken out of town.

Section 12

The board of health may make suitable provisions at any inecting for quarantining any person attacked with contagious or infections diseases and shall provide good and sufficient nurses and attendants as they shall judge to be adequate for the due care and accommodation of the said sick and infected persons and for the safety of the inhabitants.

Section 13

When any householder shall know that any person with in his family is taken sick with samll-pox or any other disease dangerous to the public health, he shall immediately give notice there of to the board of health or health officer of the town and if he shall refuse or neglect to give such notice he shall upon conviction be fined in a sum not less than ten dollars nor excuding one hundred dollars.

Section 14

Any person suffering from such infections or contagious disease who shall knowingly expose himself in any street, public place or convey ance or any person having the care, charge or control of any such person in the town who shall permit such exposure, or any person gives, lends seels transmits. or expresses any clothing, bedding, rags or other thing or things which have b been exposes to infection and any person who shall while acting as nurse or attendant let any other person into the premises quarantioned (excepting the health physician or attending physician;) without having any such quagantioned house or rooms completely disinfected to the satisfaction of the health officer; shall on conviction be fined not less than five dollars nor more than twenty dollars for each and every officer.

Section 15

Whenever any physician shall know that any person that he is called to visit, or who is so brought for examination, is infected in the small-pox, cholera, diptheria, scarlet-fever or any other disease dangerous to public health he shall immediately give notice thereof to the health officer or the board of health. The notice to the board of health shall state the name of the disease the name, age and sex of the person sick also the name of the physician giving the notice; and sufficently designate the house in which said sick person may be and every phusician and person acitng as a physician who shall refuse or neglect immediately to give such notice shall for such offense inform conviction be fined in a sum not less than five nor more than one hundred dollars; Provided that this penalty shall not be enforced against a physician if another physician in attendance has given to the health officer hereintofore mentioned an immediate notice of such sick person and the true name of the diesase in accordance with the requirements of this section. Notice shall be given by the board of health of all regulations made by them by publishing the same in a newspaper of the town of Las Animas or if there be none by psoting them up in five public places in the town and such regulations shall be deemed legal notices to all persons.

Section 16

All ardinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 17

This ordinance shall take effect five days after its p ublication in the Bent County Democnat the offidal paper of the town of Las Animas.

NOTE:.

Passed at a regular meeting of the Board of Trustees of the incorporated town of Las Animas a majority of the whole number of the members elected to said board concurring by the following vote. Yeas: Wm.B.Peart, Wm.H.Stone, Geo. E.McCauley, T.H.Marshall, Nays: None.

April 1, 1896

Attest:

H.J.Jacquart

Clerk & Recorder

Approved

W.H.Stone

Mayor, Pro-Tem.